

LOCATION-CUSTODY

**Eastern District of Washington
U.S. District Court (Spokane)
CRIMINAL DOCKET FOR CASE #: 2:21-mj-00190-JTR-1**

Case title: USA v. Larsen

Date Filed: 04/05/2021

Other court case number: CR 21-14-M-DLC District of
Montana, Missoula Division

Assigned to: Magistrate Judge John
T. Rodgers

Defendant (1)

Leif Peter Larsen

represented by **Federal Public Defender – SPO**

Spokane Office

North 10 Post

Suite 700

Spokane, WA 99201

509-624-7606

Fax: 509-747-3539

Email: andrea_george@fd.org

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

*Designation: Public Defender or Community
Defender Appointment*

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

Ct. 1, 18 USC 371: CONSPIRACY;
Ct. 2, 18 USC 2314 and 2:
INTERSTATE

Disposition

TRANSPORTATION OF STOLEN
PROPERTY; Cts. 5 and 7, 18 USC
2312 and 2: INTERSTATE
TRANSPORTATION OF STOLEN
VEHICLES; Ct. 10, 18 USC 922(i)
and 2: INTERSTATE
TRANSPORTATION OF STOLEN
FIREARMS

Plaintiff

USA

represented by **James A Goeke**
United States Attorney's Office
P.O. Box 1494
Spokane, WA 99210-1494
509-353-2767
Fax: 509-835-6397
Email: James.Goeke@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Assistant US Attorney

Date Filed	#	Page	Docket Text
04/05/2021	<u>1</u>		RULE 5 DOCUMENTS RECEIVED from District of Montana, Missoula Division as to Leif Peter Larsen (1). (Attachments: # <u>1</u> Indictment)(MO, Courtroom Deputy) (Additional attachment(s) added on 4/5/2021: # <u>2</u> Arrest Warrant) (MO, Courtroom Deputy). (Entered: 04/05/2021)
04/05/2021	2		NOTICE OF HEARING – By Court as to Leif Peter Larsen (1). Text entry; no PDF attached. Hearing content provided via videoconference or teleconference dial-in access MUST NOT be recorded or rebroadcast. Initial Appearance – Rule 5 set for 4/6/2021 at 2:00 PM by Video Conference before Magistrate Judge John T. Rodgers. Due to the Court's General Order 2021-5, limiting public access to the courthouse, members of the public and press may listen to the proceedings by using the following conference call line, 888-363-4749, access code 6822266#. NO RECORDING OR REBROADCASTING IS PERMITTED and parties on the line MUST MUTE THEIR PHONES.(MO, Courtroom Deputy) (Entered: 04/05/2021)
04/05/2021	<u>3</u>		MOTION for Detention by USA as to Leif Peter Larsen (1). (Goeke, James) (Entered: 04/05/2021)
04/06/2021	5		ORDER APPOINTING FEDERAL DEFENDER as to Leif Peter Larsen (1). On the basis of the sworn financial statement, the court finds Defendant is financially unable to retain counsel. IT IS ORDERED the Federal Defenders of Eastern Washington are appointed to represent Defendant pursuant to Title 18 United States Code Sec. 3006A. – Text entry; no PDF document will issue. This text-only entry constitutes the court order on the matter. Signed by Magistrate Judge John T. Rodgers. (JC, Judicial Assistant) (Entered: 04/06/2021)
04/06/2021	<u>6</u>		ACKNOWLEDGMENT OF NOTICE OF RIGHTS by Leif Peter Larsen (1).

		(PH, Case Administrator) (Entered: 04/06/2021)
04/06/2021	<u>7</u>	Minute Entry for VIDEO CONFERENCE proceedings held before Magistrate Judge John T. Rodgers: Initial Appearance in Rule 5 Proceedings as to Leif Peter Larsen (1) held on 4/6/2021. (Reported/Recorded by: Digital Recording/S-740. Contact Court_Reporters@waed.uscourts.gov to order.) (MO, Courtroom Deputy) (Entered: 04/06/2021)
04/06/2021	<u>9</u>	ASSERTION OF FIFTH AND SIXTH AMENDMENT RIGHTS by Leif Peter Larsen (1). (PH, Case Administrator) (Entered: 04/06/2021)
04/06/2021	<u>10</u>	WAIVER of Rule 5 Hearings by Leif Peter Larsen (1). (PH, Case Administrator) (Entered: 04/06/2021)
04/06/2021	<u>11</u>	ORDER FOLLOWING INITIAL APPEARANCE ON INDICTMENT AND ORDER OF REMOVAL PURSUANT TO FED R. CRIM. P. 5 granting ECF No. <u>3</u> Motion for Detention as to Leif Peter Larsen (1). ***USM ACTION REQUIRED***. Signed by Magistrate Judge John T. Rodgers. (PH, Case Administrator) (Entered: 04/06/2021)

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 05, 2021

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	No. 2:21-MJ-0190-JTR
vs.)	
)	
LEIF PETER LARSEN,)	
)	
Defendant.)	
_____)	

Received Rule 5 papers from the United States District Court,
District of Montana, Missoula Division (Case No. CR 21-14-M-DLC).

FILED

3/25/2021

Clerk, U.S. District Court
District of Montana
Missoula Division

JENNIFER CLARK
Assistant U.S. Attorney
U.S. Attorney's Office
P.O. Box 8329
Missoula, MT 59807
105 E. Pine, 2nd Floor
Missoula, MT 59802
Phone: (406) 542-8851
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ATTORNEY FOR PLAINTIFF
UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DANIEL FORREST HASLAGE,
LEIF PETER LARSEN,
SHANE BRYAN JOHNSON, and
KEVIN JOHN AUDETT,

Defendants.

CR 21-14-M-DLC

INDICTMENT

CONSPIRACY

Title 18 U.S.C. § 371

(Count I)

(Penalty: Five years imprisonment,
\$250,000 fine, and three years of supervised
release)

INTERSTATE TRANSPORTATION OF
STOLEN PROPERTY

Title 18 U.S.C. §§ 2314 and 2

(Count II)

(Penalty: Ten years imprisonment,
\$250,000 fine, and three years of supervised
release)

	INTERSTATE TRANSPORTATION OF STOLEN VEHICLES Title 18 U.S.C. §§ 2312 and 2 (Counts III-IX) (Penalty: Ten years imprisonment, \$250,000 fine, and three years of supervised release)
	INTERSTATE TRANSPORTATION OF STOLEN FIREARMS Title 18 U.S.C. §§ 922(i) and 2 (Count X) (Penalty: Ten years imprisonment, \$250,000 fine, and three years of supervised release)

THE GRAND JURY CHARGES:

COUNT I

THE CONSPIRACY

Beginning in or about May 2020, and continuing until in or about July 2020, in Flathead County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE, LEIF PETER LARSEN, SHANE BRYAN JOHNSON, and KEVIN JOHN AUDETT, and other persons known and unknown to the Grand Jury, did knowingly conspire, confederate and agree with each other to commit offenses against the United States of America, to wit 18 U.S.C. §§ 2312 and 2314, interstate transportation of stolen motor vehicles and other property.

OBJECT OF THE CONSPIRACY

The primary object of the conspiracy was to traffic in stolen motor vehicles and property. To accomplish this objective, the defendants traveled in interstate commerce to steal motor vehicles and property. The overall activity involved the theft of approximately \$357,345.00 worth of motor vehicles and the theft of other property worth approximately \$21,000.00.

OVERT ACTS

In furtherance of the conspiracy and to effect the object thereof, the defendants performed or caused to be performed the following overt acts, among others in the District of Montana and elsewhere:

The allegations contained in counts II through IX of this indictment are alleged and incorporated as though fully set forth herein as separate overt acts.

The conspiracy set forth herein and the above described overt acts all being in violation of 18 U.S.C. § 371.

COUNT II

On or about May 3-6, 2020, at Kalispell, in Flathead County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE, KEVIN JOHN AUDETT, and LEIF PETER LARSEN, did unlawfully transport and cause to be transported in interstate commerce, from the State of Montana to the State of Washington, stolen goods, that is a 2015 Prowler 27PBHS

camper trailer, a 1978 Nomanco camp trailer VIN 7064018L, and a Skylark 90 Camper Shell, with a total value of \$5,000 or more, knowing the same to have been stolen, in violation of 18 U.S.C. §§ 2314 and 2.

COUNT III

That on or about May 6, 2020, at Kalispell, in Flathead County, in the State and District of Montana, and elsewhere, the defendant.s, DANIEL FORREST HASLAGE, did unlawfully transport in interstate commerce, from the State of Montana to State of Washington, a stolen motor vehicle, that is, a 2002 Chevy Duramax 3500 pickup, VIN 1GBJK39612F227217, knowing the same to be stolen, in violation of 18 U.S.C. §§ 2312 and 2.

COUNT IV

That on or about May 6-12, 2020, at Kalispell, in Flathead County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE and KEVIN JOHN AUDETT, did unlawfully transport in interstate commerce, from the State of Montana to State of Washington, a stolen motor vehicle, that is, a 2007 Chevy Duramax Silverado pickup, VIN 1GCHK23U87F198051, knowing the same to be stolen, in violation of 18 U.S.C. §§ 2312 and 2.

COUNT V

That on or about May 18, 2020, at Kalispell, in Flathead County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE, KEVIN JOHN AUDETT, and LEIF PETER LARSEN, did unlawfully transport in interstate commerce, from the State of Montana to State of Washington, stolen motor vehicles, that is, a 2004 Dodge 3500 Flatbed pickup, VIN 3D7MU48C94G134234, and a 2007 Dodge 3500 pickup, VIN 3DMX48C57G710459, knowing the same to be stolen, in violation of 18 U.S.C. §§ 2312 and 2.

COUNT VI

That on or about May 20, 2020, at Kalispell, in Flathead County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE, did unlawfully transport in interstate commerce, from the State of Montana to State of Washington, a stolen motor vehicle, that is, a 2015 Chevy Camaro, VIN 2G1F21EE2F9700331, knowing the same to be stolen, in violation of 18 U.S.C. §§ 2312 and 2.

COUNT VII

That on or about June 13, 2020, in Mineral County and Sanders County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE and LEIF PETER LARSEN, did unlawfully transport in

interstate commerce, from the State of Idaho to State of Montana, stolen motor vehicles, that is, a 1969 Dodge Charger, VIN XP29G9G112890, and a 1970 Dodge Coronet, VIN WM23NOE139643, knowing the same to be stolen, in violation of 18 U.S.C. §§ 2312 and 2.

COUNT VIII

That on or about June 26, 2020, at Kalispell, in Flathead County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE, did unlawfully transport in interstate commerce, from the State of Montana to State of Washington, a stolen motor vehicle, that is, a 2008 Chevy Silverado flatbed truck, VIN 1GCHC29KX8E161643, knowing the same to be stolen, in violation of 18 U.S.C. §§ 2312 and 2.

COUNT IX

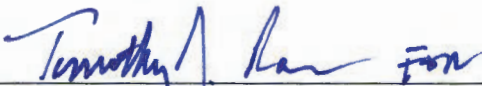
That on or about July 10, 2020, at Kalispell, in Flathead County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE, and SHANE BRYAN JOHNSON, did unlawfully transport in interstate commerce, from the State of Montana to State of Washington, stolen motor vehicles, that is, a 2016 Dodge Challenger, VIN 2C3CDZE12GH332005, and a 2018 Dodge Ram 1500 Rebel pickup, VIN 1C6RR7YT0JS197687, knowing the same to be stolen, in violation of 18 U.S.C. §§ 2312 and 2.

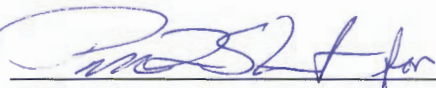
COUNT X

That on or about and between May 3, 2020, and June 13, 2020, at Kalispell, in Flathead County, and in Mineral County and Sanders County, in the State and District of Montana, and elsewhere, the defendants, DANIEL FORREST HASLAGE and LEIF PETER LARSEN, knowingly transported stolen firearms in interstate commerce, from the State of Montana to the State of Idaho, knowing and having reasonable cause to know the firearms were stolen, in violation of 18 U.S.C. §§ 922(i) & 2.

A TRUE BILL.

Foreperson signature redacted. Original document filed under seal.


LEIF M. JOHNSON
Acting United States Attorney


JOSEPH E. THAGGARD
Criminal Chief Assistant U.S. Attorney

Summons: _____

Warrant: ✓

(MJ 21-11-M-KLD - Haslage)

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

RECEIVED
2021 MAR 26 AM 10:03
US MARSHALS SERVICE
MISSOULA, MT

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LEIF PETER LARSEN,

Defendant.

CR 21-14-M-DLC-02

WARRANT FOR ARREST

TO: UNITED STATES MARSHAL AND ANY AUTHORIZED UNITED STATES OFFICER

YOU ARE HEREBY COMMANDED to arrest LEIF PETER LARSEN and take the arrested person without unnecessary delay before the nearest federal magistrate judge to answer the Indictment charging him with Conspiracy in violation of Title 18 United States Code, Section 371; Interstate Transportation of Stolen Property in violation of Title 18 United States Code, Sections 2314 and 2; Interstate Transportation of Stolen Vehicles in violation of Title 18 United States Code, Sections 2312 and 2; and Interstate Transportation of Stolen Firearms in violation of Title 18 United States Codes 922(i) and 2.

Assigned to: AUSA Jennifer Clark

Nicole Stephens

Nicole Stephens, Deputy Clerk

AS ORDERED BY U.S. MAGISTRATE JUDGE KATHLEEN L. DESOTO
Missoula, Montana



Date of Issue: 25th day of March, 2021

RETURN	
DATE RECEIVED:	LOCATION:
EXECUTED BY ARREST OF THE ABOVE-NAMED DEFENDANT	
DATE OF ARREST:	Rod Ostermiller UNITED STATES MARSHAL
LOCATION:	
BY:	
Deputy U.S. Marshal	

Joseph H. Harrington
Acting United States Attorney
Eastern District of Washington
James A. Goeke
Assistant United States Attorney
Post Office Box 1494
Spokane, WA 99210-1494
Telephone: (509) 353-2767

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

LEIF PETER LARSEN,

Defendant.

Case No.: 2:21-mj-00190-JTR

Motion for Detention

The United States moves for pretrial detention of Defendant, pursuant to 18 U.S.C. § 3142(e) and (f).

1. Eligibility of Case. This case is eligible for a detention order because the case involves (check one or more):

☐ Crime of violence (as defined in 18 U.S.C. § 3156(a)(4) which includes any felony under Chapter 77, 109A, 110 and 117);

☐ Maximum penalty of life imprisonment or death;

☐ Drug offense with maximum penalty of 10 years or more;

☐ Felony, with two prior convictions in above categories;

☐ Felony that involves a minor victim or that involves the possession or use of a firearm or destructive device as those terms are defined in 18 U.S.C. § 921, or any other dangerous weapon, or involves a failure to register under 18 U.S.C. § 2250;

☒ Serious risk Defendant will flee; or

☐ Serious risk obstruction of justice.

2. Reason for Detention. The Court should detain Defendant because there is no condition or combination of conditions which will reasonably assure (check one or both):

☒ Defendant's appearance as required; or

☒ Safety of any other person and the community.

3. Rebuttable Presumption. The United States will not invoke the rebuttable presumption against Defendant under 18 U.S.C. § 3142(e). The presumption applies because there is probable cause to believe Defendant committed:

☐ Drug offense with maximum penalty of 10 years or more;

☐ An offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;

☐ An offense under 18 U.S.C. §§ 2332b (g)(5)(B) for which a maximum term of imprisonment of 10 years or more is prescribed;

☐ An offense under chapter 77 of Title 18, United States Code, for which a maximum term of imprisonment of 20 years or more is prescribed;

☐ An offense involving a minor victim under 18 U.S.C. §§ 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3), 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or 2425;

☐ Other Circumstance as defined in 18 U.S.C. § 3142(e)(2).

4. Time for Detention Hearing. The United States requests the Court conduct the detention hearing:

☐ At the first appearance, or

☒ After a continuance of three days.

5. Other Matters.

Dated: April 5, 2021.

Joseph H. Harrington
Acting United States Attorney

s/ James A. Goeke
James A. Goeke
Assistant United States Attorney

CERTIFICATE OF SERVICE

I hereby certify that on April 5, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Federal Defenders

s/ James A. Goeke
James A. Goeke
Assistant United States Attorney

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 06, 2021

SEAN F. MCAVOY, CLERK

UNITED STATES OF AMERICA,

Plaintiff,

vs.

Leif Peter Larsen

Defendant.

No. 2:21-mj-190-JTR

ACKNOWLEDGMENT OF NOTICE
OF RIGHTS - FED.R.CRIM.P. 5
(Complaint or Indictment)

The undersigned defendant does hereby acknowledge: I appeared on this date and was advised as follows:

1. Of the charge or charges placed against me, and I acknowledge receipt of a copy of the:

☐

Complaint

☒

Indictment

which specifically sets forth the allegations;

2. That I have been advised of the maximum penalty provided by law;
3. My right to remain silent at all times and if I make a statement it can be used against me;
4. My right to retain my own counsel; and if I am without funds, to have counsel appointed to represent me in this district and the requesting district;

5. My right to a preliminary examination hearing, if charged by Complaint, before a United States Magistrate Judge and to have counsel present at that hearing, or waive this hearing in writing;
6. My right to a jury trial before a United States District Judge, to be confronted by the United States' witnesses, and have witnesses attend on my behalf;
7. My right to state in writing a wish to plead guilty or nolo contendere, to waive trial in the district in which the Indictment is pending, and to consent to disposition of this case in this district, *subject* to the approval of the United States Attorney for the charging district and this district;
8. My right to an identity hearing to ascertain if I am the person named in the charging document or to waive this hearing in writing;
9. My right to a detention hearing within three business days, if the United States moves for detention, and to be represented by counsel at that hearing;
10. My right, if I am not a United States citizen, to request a Government attorney or law enforcement official notify my country's consulate of my arrest or detention.

Interpreter Signature

Date: 4/6/21

/s/ Leif P. Larsen

Interpreter Printed Name

Defendant Signature

Leif Peter Larsen

Defendant Printed Name

I certify I have reviewed this document with Mr. Larsen and he consented to my signature electronically on his behalf. Printed Attorney Name: J. Stephen Roberts Jr.
Attorney Signature: /s/ J. Stephen Roberts, Jr.
Date: April 6, 2021

United States District Court, Eastern District of Washington
Magistrate Judge John T. Rodgers
Spokane

USA v. LEIF PETER LARSEN

Case No. 2:21-MJ-0190-JTR-1

Spokane Video Conference
The Defendant consented to appear via video conference.

Rule 5 Initial Appearance on Indictment:

04/06/2021

- | | |
|--|--|
| <input checked="" type="checkbox"/> Melissa Orosco, Courtroom Deputy
<input checked="" type="checkbox"/> Patrick J. Dennis, US Probation / Pretrial Services Officer (Telephonic)
<input checked="" type="checkbox"/> Defendant present in custody USM (VTC/SCJ) | <input checked="" type="checkbox"/> James Goeke, US Atty (VTC)
<input checked="" type="checkbox"/> Steve Roberts, Defense Atty (VTC)
<input checked="" type="checkbox"/> Interpreter NOT REQUIRED |
|--|--|
-
- | | |
|---|--|
| <input checked="" type="checkbox"/> USA Motion for Detention
<input type="checkbox"/> USA not seeking detention
<input checked="" type="checkbox"/> Financial Affidavit (CJA 23) filed
<input checked="" type="checkbox"/> The Court will appoint the Federal Defenders
<input type="checkbox"/> Based upon conflict with Federal Defenders, the Court will appoint a CJA Panel Attorney
<input type="checkbox"/> Conditions of Release Imposed
<input type="checkbox"/> 199C Advice of Penalties/Sanctions
<input type="checkbox"/> Ordered Release on Personal Recognizance; 199C Not Required | <input checked="" type="checkbox"/> Rights given
<input checked="" type="checkbox"/> Acknowledgment of Rights filed
<input checked="" type="checkbox"/> Defendant received copy of Indictment
<input checked="" type="checkbox"/> Defendant waived reading of Indictment
<input type="checkbox"/> Indictment read in open court
<input type="checkbox"/> Pre-Trial Services Report ordered
<input checked="" type="checkbox"/> Waiver of Rule 5 Hearings filed
<input checked="" type="checkbox"/> Court Ordered Removal to Charging District |
|---|--|

REMARKS

Defendant appeared, in custody, with counsel. All parties appeared by video conference/ telephonic due to COVID-19 precautions.

The Defendant acknowledged to the Court that his true and correct name is: LEIF PETER LARSEN.

Defendant was advised of his rights and the allegations contained in the Indictment from the District of Montana, Missoula Division.

Based on information contained in the Financial Affidavit, the Court appointed the Federal Defenders to represent Defendant while in this district.

Government has filed a motion for detention.

Defendant waived all further hearings in this district but reserved the right to revisit issues in Montana.

The Court ordered:

1. Government's motion for detention **granted**.
2. REMOVAL of Defendant to the charging district.
3. Defendant shall be detained by the U. S. Marshal until further order of the Court.

Identity Hrg:	<i>Waived by Defendant</i>
Detention Hrg:	<i>Waived by Defendant; USA's Motion for Detention is granted.</i>
Preliminary Hrg:	<i>Does Not Apply</i>
Appearance Date in Charging District (Subject to Release):	<i>Does Not Apply as Defendant detained and will be transported to Montana by USM</i>
Rule 5 Removal Hrg (Subject to Release):	<i>Does Not Apply</i>

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 06, 2021

SEAN F. MCAVOY, CLERK

United States of America,

Case No.: 2:21-mj-190-JTR

Plaintiff,

Defendant's Assertion of Fifth and
Sixth Amendment Rights

v.

Leif Peter Larsen

Defendant.

I, the above-named defendant, hereby assert my rights under the Fifth and Sixth Amendments of the United States Constitution, including but not limited to my rights to remain silent and to have counsel present at any and all of my interactions with the government or others acting on the government's behalf. I do not wish to, and will not, waive any of my constitutional rights except in the presence of counsel. I do not wish to have, nor do I consent to, any contact with any government official, including but not limited to law enforcement agents, except through my counsel. I do not want the government or others acting on the government's behalf to question me, or to contact me seeking a waiver of any rights, unless my counsel is present. The Government should so instruct its agents.

Dated this day of April, 6, 20²¹.

I certify I have reviewed this document with Mr. Larsen and he consented to my signature electronically on his behalf.
Printed Attorney Name: J. Stephen Roberts Jr.
Attorney Signature: /s/ J. Stephen Roberts, Jr.
Date: April 6, 2021

Respectfully Submitted,

/s/ Leif P. Larsen

Defendant

Defendant's Assertion of Fifth and Sixth Amendment Rights

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 06, 2021

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

Leif P. Larsen,

Defendant.

MJ- 2:21-mj-190-JTR

WAIVER OF RULE 5 HEARINGS

The undersigned defendant does hereby acknowledge: I appeared on this date in the Eastern District of Washington, was advised of the charge(s) pending against me in the prosecuting district, and was informed of my rights to:

(1) remain silent, knowing that if I make a statement, it can be used against me; (2) retain counsel or have counsel appointed for me; (3) an identity hearing to determine if I am the person sought by the prosecuting district; and (4) plead guilty to the charge in this district, if I and the United States Attorneys in this district and in the requesting district agree.

If this matter is proceeding by **COMPLAINT**:

I WAIVE (GIVE UP) MY RIGHT TO A(N)

- ☐ identity hearing in this district
☐ preliminary examination in this district
☐ detention hearing in this district

If this matter is proceeding by **INDICTMENT**:

I WAIVE (GIVE UP) MY RIGHT TO A(N)

- ☒ identity hearing in this district
☒ detention hearing in this district

If this matter is proceeding by **PETITION**:

I WAIVE (GIVE UP) MY RIGHT TO A(N)

- ☐ identity hearing in this district
☐ preliminary hearing in this district
☐ detention hearing in this district

If this matter is proceeding by **WARRANT**:

I WAIVE (GIVE UP) MY RIGHT TO A(N)

- ☐ identity hearing in this district
☐ detention hearing in this district

and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the charge is pending against me.

As to those hearings which are waived in this district, other than the identity hearing, I **RESERVE** the right to have those hearings in the prosecuting district.

/s/ Lief Peter Larsen

Defendant

4/6/2021

Date

/s/ J. Stephen Roberts, Jr.

Defense Counsel

Interpreted by (if applicable):

(Sign and Print Name)

I certify I have reviewed this document with Mr. Larsen and he consented to my signature electronically on his behalf. Printed Attorney Name: J. Stephen Roberts Jr.
Attorney Signature: /s/ J. Stephen Roberts, Jr.
Date: April 6, 2021

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 06, 2021

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

LEIF PETER LARSEN,

Defendant.

No. 2:21-MJ-00190-JTR-1

ORDER FOLLOWING
INITIAL APPEARANCE
ON INDICTMENT AND ORDER OF
REMOVAL PURSUANT TO FED R.
CRIM. P. 5

**MOTION GRANTED
(ECF No. 3)**

USM ACTION REQUIRED

At Defendant's April 6, 2021, initial appearance based on an Indictment, from the District of Montana, **ECF No. 1**, Defendant appeared via video while in custody at the Spokane County Jail. Assistant Federal Defender Stephen Roberts represented the Defendant and appeared by video from another location. Assistant U.S. Attorney James Goeke represented the United States and appeared by video from a separate location. United States Probation Officer Patrick Dennis was present telephonically. At the time of the hearing, Defendant consented to proceeding by video.

Defendant was advised of, and acknowledged, his rights. Individually and through counsel, Defendant waived the right to an identity hearing and his right to challenge the warrant pursuant to Fed. R. Crim. P. 5. Defendant's waiver is accepted as knowing and voluntary.

1 Defendant, personally and through counsel, waived the right to a detention
2 hearing.

3 Defendant shall be held in detention pending disposition of this case or until
4 further order of the court. Defendant is committed to the custody of the U.S.
5 Marshal for confinement separate, to the extent practicable, from persons awaiting
6 or serving sentences or being held in custody pending appeal. Defendant shall be
7 afforded reasonable opportunity for private consultation with counsel.

8 If a party desires this Court to reconsider its determination of detention
9 status or conditions of release because of material and newly discovered
10 circumstances pursuant to 18 U.S.C. § 3142(f), that party shall file a two-page
11 motion for reconsideration succinctly stating what circumstances are new, how
12 they are established, and the requested change in detention status or conditions of
13 release. The motion shall indicate whether opposing counsel or Pretrial Services
14 object, whether a hearing is desired, and whether a supplemental pretrial report is
15 requested. This Court will treat the motion as expedited and submitted without
16 argument and will set a hearing or issue other orders as may be appropriate.

17 The United States' Motion for Detention, **ECF No. 3**, is **GRANTED**.
18 Defendant is committed to the custody of the United States Marshal for detention
19 until further order of the court, and for removal as soon as reasonably possible to
20 the District of Montana.

21 **IT IS SO ORDERED.**

22 DATED April 6, 2021.

A handwritten signature in black ink, appearing to be "M", is written over a horizontal line.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE